

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.26201 of 2008
RAMANAND SHARMA & ANR
Versus
STATE OF BIHAR

2 **31.07.2008** Heard learned counsel for the petitioners and the State.

Petitioners are accused in a case registered for the offences under Sections 387/504/506 and other allied sections of the Indian Penal Code and section 3(i)(iv)(x) of the SC/ST (Prevention of Atrocities) Act.

It has been submitted on behalf of the petitioners that on perusal of the first information report, it would appear that the specific allegation is against one Gopal Sharma against whom admittedly the informant has filed a case and after coming out of jail the said Gopal Sharma has threatened and demanded the Rangdari. It is further submitted that the only allegation against the petitioner no.1 is that he was also present along with the said Gopal Sharma and there is no allegation against the petitioner no.2. It is further contended that the allegations attributed against these petitioners does not constitute any case under the aforesaid provisions of the SC/ST (Prevention of Atrocities) Act.

Considering the submissions, as noticed above,

and in the facts and circumstances of the case, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioners namely, Ramanand Sharma & Gajendra Sharma be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Banka, in connection with SC/ST Bhagalpur P.S. Case No. 26 of 2008 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Manish/-

(Shailesh Kumar Sinha,J.)

